

5EWHME

NOV 06 1980

Joseph Berish  
Director of Environmental Control  
Harshaw Chemicals, Inc.  
1945 E. 97th St.  
Cleveland, Ohio 44106

US EPA RECORDS CENTER REGION 5



468489

Re: Chemical Recovery Systems, Inc.

Dear Mr. Berish:

Enclosed is a subpoena duces tecum for information relevant to the captioned matter. Please forward the information requested before the date given, to the attention of Ms. Marian Neudel, an attorney in the Enforcement Division of this agency, at the above address. If you wish to convey the requested documents and information personally at the stated time and place, or to discuss any matter pertinent to the enclosed subpoena, you may call Ms. Neudel at (312) 353-2094.

Sincerely yours,

John McGuire  
Regional Administrator

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10/28/80*

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MNeudel:3-2094:wj:10-14-80

*[Handwritten signatures]*

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION V

IN RE:

Chemical Recovery Systems, Inc.  
Harshaw Chemicals  
Joseph Berish  
Harshaw Chemicals, Inc.

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SUBPOENA DUCES TECUM

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The United States Environmental Protection Agency (U.S. EPA) has been informed that storage or disposal by Chemical Recovery Systems, Inc., of polychlorinated biphenyls (PCBs) and other hazardous materials such as volatile and flammable solvents is occurring or has occurred out-of-doors on the property of Chemical Recovery Systems, Inc., at Elyria, Ohio in violation of the Toxic Substances Control Act (15 U.S.C. 2601 et seq.) and the Resource Conservation and Control Act (42 U.S.C. 6901 et seq.) and that Harshaw Chemicals, in contemplation of purchasing the said property, has done soil testing, boring, and other examinations of the said property.

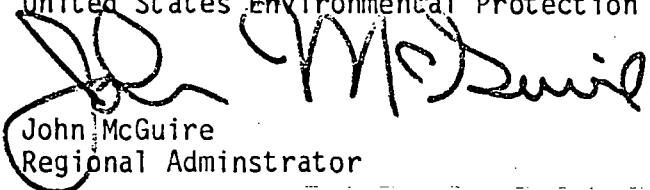
Under the authority of Section 11 of the Toxic Substances Control Act, 15 U.S.C. 2610, you are hereby required to appear before the Regional Administrator or his representative in Room 1300, 230 South Dearborn Street, Chicago, Illinois, on \_\_\_\_\_, 1980, at \_\_\_\_\_ M., and to bring with you the reports, papers, documents, answers to questions, and other information required in the attached specifications.



If you so desire, you may have your representative produce, at the time and place aforesaid, the items of information requested in the specifications. Or if you prefer, you may transmit the requested information and documents to the above-cited address by registered mail before the date given.

If you consider any of the documents or other information which you submit in response to this subpoena to be confidential business information, please mark each page containing such confidential business information. The mark may be the word "Confidential," or the phrase "Proprietary Information." or other similar marking. If you wish to make a claim of confidentiality for this information, you must do so at this time. Any documents or other information not marked confidential will be available to the public. That portion of your response to the subpoena marked as confidential will be handled in accordance with EPA's public information regulations (40 C.F.R. part 2,) and Section 14 of the Toxic Substances Control Act (15 U.S.C. 2613.) Issued under the authority of 15 U.S.C. 2610(c), this day of                      , 1980.

United States Environmental Protection Agency, by

  
John McGuire  
Regional Administrator



Attachment

Please submit all data derived from testing, sampling, boring, and other examination done by or under contract to Harshaw Chemical on land owned by Chemical Recovery Systems, Inc., in Elyria, Ohio.

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